



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 11/21/08 at 7 pm*

Tuesday, November 18, 2008

- (1) 8:30-9:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Foster)
- 9:30 **INVOCATION** - Rick Price, Churches of Christ, Scientist of Montgomery County, Gaithersburg
- 9:35 **PRESENTATION** - Proclamation in recognition of the 20th anniversary of Bethesda Cares by Councilmember Berliner
- 9:40 **PRESENTATION** - Proclamation in recognition of November as Pancreatic Cancer Awareness Month by Council President Knapp
- 9:45 **GENERAL BUSINESS** (Lauer)
- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: October 21, 2008
- (3) 9:50 **CONSENT CALENDAR**
- A. **Introduction** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)
ED Committee worksession tentatively scheduled for 11/24/08.
- B. **Introduction** - Resolution to establish Committee to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney (Ferber)
Action is tentatively scheduled for 11/25/08.
- C. **Introduction** - Resolution to approve County Guaranteed Bond Financing Plan for Housing Opportunities Commission: MetroPointe Apartments Development (McMillan)
MFP Committee worksession tentatively scheduled for 11/24/08; Public Hearing/Action is scheduled for 11/25/08 at 1:30 pm.
- D. **Action** - Appointment of Council representative to Nominating Committee for the Board of Trustees of Montgomery College (Ferber)

(3) 9:50 **CONSENT CALENDAR** *(continued)*

- E. **Introduction** - Budget supplement to the FY09 Operating Budget, Washington Suburban Sanitary Commission - \$3,330,000 for unbudgeted and/or unplanned expenditures (Source: WSSC Fund Balance) (Levchenko)
- \$900,000 for Temporary Generators for the Broad Creek Wastewater Pumping Station
 - \$830,000 for Montgomery and Prince George's County Energy Taxes
 - \$1,600,000 for Inspection of Pre-stressed Concrete Cylinder Pipe (PCCP)
T&E Committee worksession tentatively scheduled for 12/1/08; Public Hearing/Action is scheduled for 12/2/08 at 1:30 pm.
- F. **Action** - Appointment of special counsel to provide legal services in *Rachel v. Montgomery County and David Woolsey*: James Parsons, Esq. of Lynott, Lynott, and Parsons (Faden)

9:55 **LEGISLATIVE SESSION Day # 37**

- A. Approval of Legislative Journal: October 21, 2008 (Lauer)
- B. Introduction of Bills
- C. Call of Bills for Final Reading
- (4) • **Bill 39-07**, Agricultural Land Preservation - Amendments (Faden)
PHED Committee recommends approval with amendments.

10:15 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Resolution to approve use of Advance Land Acquisition Revolving Fund (ALARF) for acquisition of real property for Tilden Woods Stream Valley Park: Mary E. Armstrong Property (Michaelson)
Action is tentatively scheduled for 11/25/08.
- (6) B. **Action** - Resolution to extend time until January 22, 2009 for Council action on the Twinbrook Sector Plan (Michaelson)
- (7) C. **Action** - Resolution to establish public hearing for January 13, 2009 at 1:30 pm on an Amendment to the Master Plan for Historic Preservation: Wild Acres (Grosvenor Estate) (Zyontz)
- (8) D. **Action** - Zoning Text Amendment 08-14, Transit Mixed-use Zone (TMX) - establishment (Zyontz)
PHED Committee recommends approval with amendments.
- (9) E. **Action** - Zoning Text Amendment 08-06, I-4 Zone - Transit Station Development Areas (Zyontz)
PHED Committee recommends approval with amendments.

- (10) 11:00 **WORKSESSION** - Twinbrook Sector Plan (Michaelson)
- 12:30 **RECESS**
- (11) 1:30 **PUBLIC HEARING - Expedited Bill 33-08**, Secondhand Personal Property - Amendments (Drummer)
PS Committee worksession tentatively scheduled for 12/4/08.
- (12) 1:30 **PUBLIC HEARING - Expedited Bill 34-08**, Commission on Veterans Affairs - Membership (Mihill)
HHS Committee worksession tentatively scheduled for 11/20/08.
- (13) 1:30 **PUBLIC HEARING** - Amendment to County Government's FY09-14 Capital Improvements Program, Department of Transportation - State Transportation Participation project (Orlin)
Action is tentatively scheduled for 12/2/08.
- (14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY09 Operating Budget, Department of Health and Human Services - \$300,000 for Adult Drug Court Capacity Expansion Initiative Grant (Source: Federal grant) (McMillan/John)
- (15) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY09 Operating Budget, Montgomery County Fire and Rescue Service - \$1,595,000 for Electronic Patient Care Reporting (Source: Consolidated Fire Tax District Fund) (Davidson)
PS Committee recommends approval.
- 2:15 **DISTRICT COUNCIL SESSION** (continued)
- (16) F. **Oral Argument** and Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)
- Application No:** G-861
Applicant: Keating Development Company (Cindy Bar, Attorney) following remand
Property: 2.5 acres located at 7001 Arlington Road, Bethesda
Action: Rezone from C-4 to PD-44
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve
- 3:30 **BOARD OF HEALTH**
- (17) A. **Briefing** - Impact of the economic downturn on the County's vulnerable residents (McMillan)
- 4:00 **ADJOURN or CONTINUATION OF MORNING WORKSESSIONS**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on November 25, 2008:

Assistant Chief of Police, Department of Police: Wayne M. Jerman

Adult Public Guardianship Review Board: Maura Quinn Solomon

Commission on Health: Fadi Y. Saadeh

Commission on Veterans Affairs: Roland R. Kauffman, Norman Locksley, Elizabeth Jane McCarthy, Jonathan B. Walker, Sr., William M. Gray, Peter B. Esker, Lorrie Knight-Major, Mier Wolf, Michael L. Subin, Jerry S. Godwin

County-wide Recreation Advisory Board: Noah Grosfeld-Katz, David W. Magill, George J. Tarrico, Ronald F. MacNab

East County Citizens Advisory Board: Amjad M. Chaudhry

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Nov 25, 2008	8:30 am	State Legislative Program
Nov 25, 2008	10:15 am	Regular Session
Nov 27, 2008		HOLIDAY
Dec 2, 2008	10:00 am	Regular Session
Dec 9, 2008	8:30 am	Breakfast Meeting with County Executive
Dec 9, 2008	9:45 am	Regular Session
Dec 15 to Jan 9, 2009		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Nov 25, 2008

1:30 pm Resolution to approve County Guaranteed Bond Financing Plan for Housing Opportunities
Commission: MetroPointe Apartments Development

Dec 2, 2008

1:30 pm Budget supplement to the FY09 Operating Budget, WSSC - \$3,330,000 for unbudgeted and/or unplanned expenses

Jan 13, 2009

1:30 pm Amendment to the Master Plan for Historic Preservation: Wild Acres (Grosvenor Estate)



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.



Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, November 18, 2008

Item Number	Note	Staff
Agenda Item #1	The material for this item will be brought to the meeting.	Foster

The following items are anticipated to be added/postponed to the agenda by addendum:

ADDENDUM

Tuesday, November 18, 2008

9:55 LEGISLATIVE SESSION Day # 37

- Add: (3.1)**
- B. Introduction of Bills:
- **Bill 35-08**, Motor Vehicles and Traffic - Miscellaneous Provisions - Funding for Public Safety Programs, sponsored by Council Vice President Andrews (Drummer)
Public Hearing is scheduled for 12/9/08 at 11:30 am.

Postpone Action:

- (15) 1:30 PUBLIC HEARING** - Special appropriation to the County Government's FY09 Operating Budget, Montgomery County Fire and Rescue Service - \$1,595,000 for Electronic Patient Care Reporting (Source: Consolidated Fire Tax District Fund) (Davidson)
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ADDENDUM

Tuesday, November 18, 2008

(3) 9:50 **CONSENT CALENDAR**

- Add:**
- G. **Introduction** - Special appropriation to the Revenue Authority's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program on behalf of Montgomery College - \$14,500,000 for Takoma Park/Silver Spring West Campus Garage (Source: Revenue Authority Bonds) (Sherer)
- ED Committee worksession tentatively scheduled for 11/24/08.*
Public Hearing/Action is scheduled for 12/9/08 at 11:30 am.

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- B. Introduction of Bills:
- **Bill 35-08**, Motor Vehicles and Traffic - Miscellaneous Provisions - Funding for Public Safety Programs, sponsored by Council Vice President Andrews, Council President Knapp, and Councilmembers Ervin, Trachtenberg, and Floreen (Drummer)
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